SINGLE BENCH (6)

(3)

IN THE HON'BLE HIGH COURT OF JUDICATURE, CHHATTISGARH
At BILASPUR

Writ Petition No. (C) 169 / 2007

PETITIONER : **Niharika Vyavasaik Parisar Kalyan Samiti Bhilai-3,** Through its : President - Ganesh Ram Chandrakar
S/o Shri. Chandulal Chandrakar,
Aged 35 years, Occupation-Business,
Resident of : Village & Post- **Ouari,**
Tehsil : Patan District-Durg (CG)

P.R. No. 7/4/07
Presented by Shri B.P. Rao
dated 23/02/07

Versus

RESPONDENTS :

RECEIVED-COPY
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1. **State of Chhattisgarh**
Through its Secretary,
Department of Urban Development,
D.K.S.Bhawan, Mantralaya,
RAIPUR(CG)

2. **The President**
Municipal Council
Bhilai-Charoda
District : **DURG (CG)**

3. **The Chief Executive Officer,**
Municipal Council
Bhilai-Charoda
District : **DURG (CG)**

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, ORDER AND DIRECTIONS IN THE NATURE OF CERTIORARY, MANDAMUS ETC.

Advocate

XI-HC-22

(११)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP(C) 169/07 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

02.02.2007

On being mentioned, the matter is taken-up for hearing.

Shri Uttam Pandey, counsel for the petitioner.

Shri AS Kachhawaha, Government Advocate for respondent No.1 / State.

None for other respondents.

Heard.

Some of the individuals took part in the auction for lease of plots organized by respondent No.2. Their bids were high; but the same were not accepted by respondent No.2. Petitioner, a registered society did not purchase or took part in the auction proceeding. Terms and conditions of the auction proceedings were published and agreeing with those conditions, the participants took part in the said proceedings and according to those conditions, Municipal Council, Bhilai - Charoda i.e. respondent No.2 has kept reserved the right to accept the bid.

Petitioner, a registered society was not a party to the auction proceeding has no right to raise any grievance against the same; even otherwise the individuals said to be members of the petitioner society, do not get any legal right under Article 226 of the Constitution of India to challenge the non-acceptance of bid by respondent No.2 on the count that they participated, gave highest bid and deposited partial amount.

In the result, the petition is liable to be dismissed summarily and is accordingly dismissed.

In view of the above order, M.(W.)P.No.316/2007 stands disposed of.

Sd/-
V.K.Shrivastava
Judge

padma